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August 6, 2008

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VIA FACSIMILE (609-989-0435)

The Hon. Tonianne J. Bongiovanni, U.S.M.J.
United States District Court
Clarkson S. Fisher Building & U.S. Courthouse
402 East State Street
Trenton, NJ 08608

AUG - 7 2008

AT 8:30
WILLIAM T. WALSH
CLERK

RE: Scottsdale Insurance Co. v. Somerville Fidelco Associates, LP, et al.
Civil Action No.: 3:07cv02763 (AET) (TJB)

Dear Judge Bongiovanni:

We represent Third-Party Defendant American Home Assurance Company ("American Home"). Pursuant to Your Honor's instruction at the telephone conference on July 29, 2008, we enclose AHA's proposed First Amended Answer in this matter. Your Honor advised that you will permit AHA to file this pleading without the necessity of a formal motion as counsel for Somerville Fidelco has consented to same.

AHA therefore respectfully requests that you "so order" permission for AHA to file the within First Amended Answer within seven (7) days of the date of your order.

Thank you for your assistance in this regard.

Respectfully submitted,

Schwartz Simon
Edelstein Celso & Kessler LLC

By:


MICHAEL H. COHEN

MHC:man
Enclosure

cc: (via e-mail, with enclosure)

Jay A. Gebauer, Esq.
Jay L. Rice, Esq.
Michael Collins, Esq.
Fredric Paul Gallin, Esq.

So Ordered this 6 day
of August, 2008

